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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 UNITED STATES OF AMERICA,

NO. MJ16-530

10 Plaintiff,

11 v.

DETENTION ORDER

12 ESTEBAN CHAVEZ CHAVEZ,

13 Defendant.
14

15 Offense charged:

16 Count 1: Possession of Controlled Substances with Intent to Distribute

17 Date of Detention Hearing: December 22, 2016

18 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
19 based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

20 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

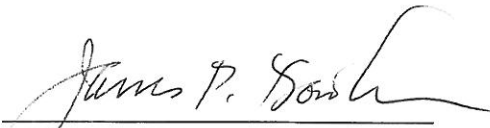
- 21 1. Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that
22 defendant is a flight risk and a danger to the community based on the nature of
23 the pending charges. Application of the presumption is appropriate in this case.
24 2. Defendant is a citizen of Mexico and has no legal status in the United States.
25 3. Defendant retains familial ties in Mexico.
26 4. If convicted, defendant faces substantial criminal penalties.

- 1 5. The search of the vehicle that defendant was riding in uncovered a little less
- 2 than 5,000 grams of heroin and methamphetamine. A subsequent search of his
- 3 residence uncovered an additional 6 pounds of heroin and methamphetamine.
- 4 6. The search also uncovered the existence of 5 handguns, one of which was fully
- 5 loaded at the time of the search, next to a crib.
- 6 7. The weight of the evidence, although the least important factor when
- 7 considering detention decisions, is strong.
- 8 8. There are no conditions or combination of conditions other than detention that
- 9 will reasonably assure the appearance of defendant as required or ensure the
- 10 safety of the community.

11 IT IS THEREFORE ORDERED:

- 12 (1) Defendant shall be detained and shall be committed to the custody of the
- 13 Attorney General for confinement in a correction facility separate, to the extent
- 14 practicable, from persons awaiting or serving sentences or being held in custody
- 15 pending appeal;
- 16 (2) Defendant shall be afforded reasonable opportunity for private consultation with
- 17 counsel;
- 18 (3) On order of a court of the United States or on request of an attorney for the
- 19 government, the person in charge of the corrections facility in which defendant
- 20 is confined shall deliver the defendant to a United States Marshal for the
- 21 purpose of an appearance in connection with a court proceeding; and
- 22 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
- 23 counsel for the defendant, to the United States Marshal, and to the United States
- 24 Pretrial Services Officer.
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1 DATED this 22nd day of December, 2016.

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4 JAMES P. DONOHUE
5 Chief United States Magistrate Judge
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